



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Heinrich Schenk
Serial No. : 09/806,140
Filed : June 27, 2001

Art Unit : 2631
Examiner : Don N. Vo
Confirmation No.: 5013
Notice of Allowance Date: September 1, 2005

Title : DIGITAL RECEIVER FOR A SIGNAL PRODUCED USING DISCRETE
MULTITONE MODULATION

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF ALLOWANCE

In response to the Notice of Allowance mailed September 1, 2005, enclosed are a completed issue fee transmittal form PTOL-85b and a check for \$1400 for the required fee. Applicant draws attention to the Request for Corrected Filing Receipt that was filed on July 25, 2005 requesting that the title be corrected to read "Digital Receiver for a Signal Produced Using Discrete Multi-tone Modulation". We have not received an updated filing receipt to date.

In reviewing the file, Applicant has recognized the source of the difficulty. The cover page of the PCT application as published translated the German title using the word "generated." The certified translation of the specification, which was submitted in connection with entry into the U.S. national stage, translated the title using the word "produced."

Application submits that the distinction is immaterial and requests that the title of record be corrected to conform to the translation as filed. This will assure consistency between the title of record and that used in all formal documents.

Applicant submits that in case of a conflict between the title as set forth in the publication and as set forth in the specification as filed, the latter should control. In support of this proposition, Applicant draws attention to PCT Rule 48.3(c), which states, in pertinent part, that "[I]f the international application is published in a language other than English,...the title of the

CERTIFICATE OF MAILING BY FIRST CLASS MAIL
I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10-27-05
Date of Deposit

Signature 

Irja Zarembok
Typed or Printed Name of Person Signing Certificate

Applicant : Heinrich Schenk
Serial No. : 09/806,140
Filed : June 27, 2001
Page : 2 of 2

Attorney's Docket No.: 12816-008001 / S0751 SB/fis

invention...shall be published both in that language and in English. The translations shall be prepared under the responsibility of the International Bureau."

Please apply any additional charges or credits to our Deposit Account No. 06-1050.

Respectfully submitted,

Date: 10/24/05



Faustino A. Lichauco
Reg. No. 41,942

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110
Telephone: (617) 542-5070
Facsimile: (617) 542-8906
21191296.doc